IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA STATESVILLE DIVISION CRIMINAL DOCKET NO. 5:04cr47-V

UNITED STATES OF AMERICA)
vs.)) <u>ORDER</u>
WAYNE MONROE HALL - 3 MAURICE LEONARD PLOUFFE - 1)))

THIS MATTER is before the Court on it own motion to continue the captioned criminal matter from the 11 July 2005 criminal term in the Statesville Division.

The Court finds that the Defendants' cases are "joined for trial with a co-defendant as to whom the time for trial has not run and no motion for severance has been granted,"

18 U.S.C. § 3161(h)(7), and that failure to continue this matter would result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(B)(i). The Court further finds that the ends of justice served by taking such action outweigh the best interest of the public and the Defendants to a speedy trial.

IT IS, THEREFORE, ORDERED that this case is hereby continued from the July 2005 term in the Statesville Division to the 12 September 2005 term in the Statesville Division.

Signed: June 22, 2005

Richard L. Voorhees United States District Judge